



# *COMMONWEALTH of VIRGINIA*

## *DEPARTMENT OF ENVIRONMENTAL QUALITY*

### TIDEWATER REGIONAL OFFICE

5636 Southern Boulevard, Virginia Beach, Virginia 23462

(757) 518-2000 Fax (757) 518-2009

[www.deq.virginia.gov](http://www.deq.virginia.gov)

Doug Domenech  
Secretary of Natural Resources

David K. Paylor  
Director

Francis L. Daniel  
Regional Director

January 25, 2010

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Upshur J. Taylor, Owner  
Cardinal Village  
5021 Holland Road  
New Church, VA 23415

RE: Reissuance of VPDES Permit No. VA0065196  
Cardinal Village WWTP  
New Church, VA

Dear Mr. Taylor:

The enclosed effluent limitations and monitoring requirements for the above referenced permit have been approved. Additionally, enclosed is a copy of the fact sheet page that describes public participation in the permit reissuance process. Please replace the page in the fact sheet that you received with the draft permit with this page.

Your permit is also enclosed. In accordance with the permit, you are required to submit monitoring reports to the following address:

Department of Environmental Quality (DEQ)  
Tidewater Regional Office  
5636 Southern Boulevard  
Virginia Beach, VA 23462

The reporting forms are included with the permit. You will be responsible for obtaining additional copies of the reporting forms. The first reports (DMRs) are due for the month of April 2010 by May 10, 2010.

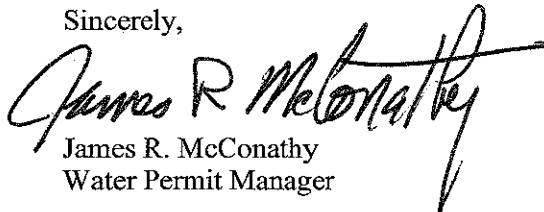
Please note that compliance with the permit's requirements for use and disposal of sewage sludge does not relieve you of your responsibility to comply with federal requirements set forth in 40 CFR Part 503. Until DEQ seeks and is granted authority to administer the Part 503 regulations by EPA, treatment works treating domestic sewage should continue to work directly with EPA to comply with them. For more information, you can call the EPA Region III office in Philadelphia at 215-814-5735.

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have thirty days from the date of service (the date you actually received this decision or the date it was mailed to you, whichever occurred first) within which to appeal this decision by filing a notice of appeal in accordance with the Rules of the Supreme Court of Virginia with the Director, Department of Environmental Quality. In the event that this decision is served on you by mail, three days are added to that period.

Alternatively, any owner under Section 62.1-44.16, 62.1-44.17, and 62.1-44.19 of the State Water Control Law aggrieved by any action of the State Water Control Board taken without a formal hearing, or by inaction of the Board, may demand in writing a formal hearing of such owner's grievance, provided a petition requesting such hearing is filed with the Board. Said petition must meet the requirements set forth in Section 1.23(b) of the Board's Procedural Rule No. 1. In cases involving actions of the Board, such petition must be filed within thirty days after notice of such action is mailed to such owner by certified mail.

A Reliability Class I is assigned to this facility and this facility has Class IV licensed wastewater operator requirements. A Class III licensed wastewater operator will be required upon issuance of a CTO for the tertiary treatment upgrade to meet limits. If you have any additional questions, please do not hesitate to contact Robert E. Smithson at 757-518-2106.

Sincerely,



James R. McConathy  
Water Permit Manager

FLD/RES/res

cc: DEQ - OWPP, TRO File VA0065196  
EPA - Region III (3WP12)  
VDH - HQ, RO

Encl: Permit No. VA0065196  
Revised Fact Sheet Pages

any comments received from other sources and note how resolved.

The application and draft permit have received public notice in accordance with the VPDES Permit Regulation, and no comments were received.

**PUBLIC NOTICE INFORMATION:** Comment Period: Start Date 12/9/09  
End Date 1/8/10

Persons may comment in writing or by e-mail to the DEQ on the proposed reissuance of the permit within 30 days from the date of the first notice. Address all comments to the contact person listed below. Written or e-mail comments shall include the name, address, and telephone number of the writer, and shall contain a complete, concise statement of the factual basis for comments. Only those comments received within this period will be considered. The Director of the DEQ may decide to hold a public hearing if public response is significant. Requests for public hearings shall state the reason why a hearing is requested, the nature of the issues proposed to be raised in the public hearing and a brief explanation of how the requestor's interests would be directly and adversely affected by the proposed permit action.

All pertinent information is on file and may be inspected, and arrangements made for copying by contacting R. E. Smithson at: Department of Environmental Quality (DEQ), Tidewater Regional Office, 5636 Southern Boulevard, Virginia Beach, VA 23462. Telephone: 757-518-2106 E-mail: robert.smithsonjr@deq.virginia.gov

Following the comment period, the Board will make a determination regarding the proposed reissuance. This determination will become effective, unless the Director grants a public hearing. Due notice of any public hearing will be given.

30. **ADDITIONAL FACT SHEET COMMENTS/PERTINENT INFORMATION:**

Although the facility has not made tertiary treatment plant upgrades, it meets tertiary permit limits consistently.

A closure plan, cost estimate figure to cover the plan and financial assurance mechanism to secure the cost was approved in 2004 and is updated for inflation each year.

Reduced effluent monitoring was considered/reviewed in the reissuance process.